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15
16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA

18 KESHAV BHATTARAI; SAJJAN PANDEY;
19 SUMNIMA THAPA; DONALDO POSADAS
CACERES; SORAYDA RODRIGUEZ
20 MOTIÑO; DENIS MOLINA CHAVEZ; S.S.,
individually and on behalf of others similarly
situated; and G.D.P., individually and on
behalf of others similarly situated,

21 Case No. 3:19-cv-00731-EMC

JOINT STATUS REPORT AND JOINT
STIPULATION TO CONTINUE STATUS
CONFERENCE

22 Plaintiffs,

23 v.

The Honorable Edward M. Chen

24 KIRSTJEN NIELSEN, in her official capacity
25 as Secretary of Homeland Security; ELAINE
C.DUKE, in her official capacity as Deputy
Secretary of Homeland Security; UNITED
26 STATES DEPARTMENT OF HOMELAND
SECURITY; and UNITED STATE OF
AMERICA

27 Defendants.

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50 ** Institution listed for identification purposes only*

As ordered by the Court, Dkt. No. 40, the Parties hereby file this joint statement setting forth the current status of this action. The Parties also respectfully stipulate to continue the upcoming September 27 Status Conference to October 25, 2022.

As described in the Parties' June 21, 2022 Joint Status Report, Dkt. 39, this action is stayed pending final disposition of Defendants' appeal of the preliminary injunction in *Ramos v. Nielson*, No. 18-01554 ["*Ramos* appeal"] or other order of this Court. Dkt. No. 23.

Defendants' *Ramos* appeal remains pending and further proceedings in the appeal remain stayed pending settlement negotiations, which are ongoing. The Parties continue to expect that if they are able to reach a settlement in the *Ramos* appeal, the agreement would encompass and resolve the claims in this action as well. The next mediation conference is scheduled for October 11, 2022. Because the Parties do not expect any developments in this matter prior to the next mediation, they respectfully stipulate to continue the Status Conference currently scheduled for September 27, 2022 to October 25, 2022. The Parties' preference is to hold the Status Conference at 1:00pm, but they can also make themselves available at 2:30pm should the Court prefer.

Respectfully submitted,

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CIVIL LOCAL RULE 5-1(i) ATTESTATION

Pursuant to Local Rule 5-1(i)(3), regarding signatures, Alycia A. Degen hereby attests that concurrence in the filing of this document has been obtained from counsel for Defendants.

/s/ Alycia A. Degen

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED. The Status Conference currently scheduled
2:30 PM
for September 27, 2022 is continued to October 25, 2022 at **1:00 PM**.

Dated: September 22, 2022

The Honorable Edward M. Chen

United States District Judge